



PRELIMINARY DRAFT
No. 3279

PREPARED BY
LEGISLATIVE SERVICES AGENCY
2005 GENERAL ASSEMBLY

DIGEST

Citations Affected: IC 9-25; IC 27-2-22.

Synopsis: Proof of motor vehicle financial responsibility. Provides that certain motor vehicles must bear a sticker or other indicia as proof of financial responsibility. Specifies the information that must be on the sticker. Provides for a charge of not more than \$1 from an insurer for furnishing a sticker or other indicia for a motor vehicle.

Effective: Upon passage; July 1, 2005.



A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-25-1-6 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2005]: Sec. 6. **Except as provided in**
3 **IC 9-25-4-8.5(a)**, this article applies to a person who is not a resident
4 of Indiana under the same conditions as this article applies to a resident
5 of Indiana.

6 SECTION 2. IC 9-25-3-5 IS AMENDED TO READ AS FOLLOWS
7 [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) The bureau shall adopt rules
8 under IC 4-22-2 to establish procedures, conditions, and requirements
9 concerning the filing of proof of financial responsibility necessary to
10 promote and ensure the effective enforcement of this article.

11 (b) The rules must regulate the following:

12 (1) The effective dates and policy periods of proof of financial
13 responsibility.

14 (2) The procedure for cancellation of proof of financial
15 responsibility by the carrier or the insured.

16 (4) The requirement of a sticker or other indicia under IC 9-
17 25-4-8.5 for a person who satisfies financial responsibility
18 requirements through motor vehicle liability insurance. The
19 rules adopted under this subdivision must establish the
20 proper content, size, and placement of the sticker or other
21 indicia.

22 (5) The manner in which a person who satisfies the financial
23 responsibility requirements with respect to a motor vehicle
24 by:

25 (A) providing a bond under IC 9-25-4-9;

26 (B) depositing funds under IC 9-25-4-10; or

27 (C) being issued a certificate of self-insurance under
28 IC 9-25-4-11;

29 may provide proof of financial responsibility in a form similar
30 to the sticker or other indicia required under IC 9-25-4-8.5.

31 (4) (6) Any other requirement affecting the purposes for which



proof of financial responsibility is filed with the bureau.

SECTION 3. IC 9-25-4-8.5 IS ADDED TO THE INDIANA CODE
AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
1, 2005]: Sec. 8.5. (a) This section does not apply to the following:

(1) A motor vehicle that:

(A) is registered under IC 9-18-3; and

(B) bears a license plate as provided in IC 9-18-3.

(2) A motor vehicle that is registered in a jurisdiction other
than Indiana.

(3) A person who operates in Indiana a rental motor vehicle
that is:

(A) leased for not more than thirty (30) days; and

(B) registered in a jurisdiction other than Indiana.

(b) In addition to the proof that may be provided under section
8 of this chapter, proof that financial responsibility meeting the
requirements of this chapter is in effect with respect to a motor
vehicle shall be evidenced by a sticker or other indicia:

(1) displayed on the windshield of the motor vehicle, if the
motor vehicle has an enclosed driver's compartment; or

(2) carried;

(A) by the operator of; or

(B) in;

the motor vehicle;

while the motor vehicle is operated on a public highway in Indiana.

(c) A sticker or other indicia, to satisfy subsection (b), must:

(1) contain the information described in IC 27-2-22-4; or

(2) otherwise provide proof of financial responsibility as
determined under IC 9-25-3-5(b).

(d) A person who operates a motor vehicle on a public highway
in Indiana in violation of subsection (b) commits a Class C
infraction.

(e) A person who is subject to subsection (b) and who operates
a motor vehicle on a public highway in Indiana commits a Class C
infraction if the sticker or indicia:

(1) displayed on the windshield of the motor vehicle; or

(2) carried;

(A) by the operator of; or

(B) in;

the motor vehicle;

contains false or incorrect information concerning the motor
vehicle.

(f) Subsections (d) and (e) do not apply to a person who satisfies
the financial responsibility requirements of this chapter with
respect to a motor vehicle by:

(1) providing a bond under section 9 of this chapter;

(2) depositing funds under section 10 of this chapter; or



1 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
2 1, 2005]:

3 Chapter 22. Proof of Motor Vehicle Insurance Coverage

4 Sec. 1. As used in this chapter, "minimum amounts of financial
5 responsibility" refers to the amounts set forth in IC 9-25-4-5.

6 Sec. 2. (a) As used in this chapter, "motor vehicle policy" means
7 a policy providing one (1) or more of the kinds of insurance
8 described in IC 27-1-5-1, Class 2(f) and Class 3(d).

9 (b) The term includes a commercial motor vehicle insurance
10 policy or a policy intended to cover a vehicle that is owned by a
11 business firm and used for business purposes.

12 Sec. 3. An insurer that issues a motor vehicle policy:

13 (1) in Indiana; or

14 (2) for delivery in Indiana;

15 shall provide to the insured a sticker or other indicia if the motor
16 vehicle policy has been issued for at least the minimum amount of
17 financial responsibility.

18 Sec. 4. The sticker or other indicia required by section 3 of this
19 chapter must bear the following:

20 (1) The vehicle identification number of the motor vehicle.

21 (2) The date of expiration of the motor vehicle policy.

22 (3) The policy number of the motor vehicle policy.

23 (4) The name of the insurer issuing the motor vehicle policy.

24 Sec. 5. A motor vehicle policy that is issued:

25 (1) in Indiana; or

26 (2) for delivery in Indiana;

27 may contain a provision for a service charge of not more than one
28 dollar (\$1) for the issuance of a sticker or other indicia as provided
29 in section 3 of this chapter for each motor vehicle covered under
30 the motor vehicle policy.

31 SECTION 7. [EFFECTIVE UPON PASSAGE] (a)
32 Notwithstanding the amendment of IC 9-25-3-5 by this act, the
33 bureau of motor vehicles shall carry out the duties imposed on the
34 bureau under IC 9-25-3-5, as amended by this act, under interim
35 written guidelines approved by the commissioner of motor
36 vehicles.

37 (b) This SECTION expires on the earlier of the following:

38 (1) The date rules are adopted under IC 9-25-3-5(b)(4) and
39 IC 9-25-3-5(b)(5), as amended by this act.

40 (2) December 31, 2006.

41 SECTION 8. An emergency is declared for this act.

